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Filing date:

07/07/2021

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92070910
Party	Defendant Stonecrest Pizza #1 LLC
Correspondence Address	MICHELLE E KOUBA MICHAEL BEST & FRIEDRICH LLP 444 W LAKE STREET SUITE 3200 CHICAGO, IL 60606 UNITED STATES Primary Email: chiipdocket@michaelbest.com Secondary Email(s): mekouba@michaelbest.com, mjschmitt@michaelbest.com 312-222-0818
Submission	Other Motions/Submissions
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Filer's email	chiipdocket@michaelbest.com, mekouba@michaelbest.com, mjschmitt@michaelbest.com
Signature	/Michelle E. Kouba/
Date	07/07/2021
Attachments	07 07 2021_Response to Request for Declaration and Filing Fee.pdf(435562 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

FRC Balance LLC

Petitioner,

Cancellation No. 92070910

v.

Stonecrest Pizza #1 LLC

Mark: TRUE CRAFTED PIZZA Registration No. 4,503,098 Registered March 25, 2014

Respondent.

<u>DECLARATION AND FEE OF STONECREST PIZZA #1 LLC</u> <u>TO SUPPORT AMENDMENT OF REGISTRATION NO. 4503098</u>

In response to the Board's June 8, 2021 communication, Respondent Stonecrest Pizza #1 LLC ("Respondent") submits the following in support of the amendment to Registration No. 4503098 requested through the parties' May 26, 2021 stipulation:

- (1) declaration under Trademark Rule 2.20; and
- (2) \$100.00 fee.

Accordingly, Respondent respectfully requests that the Board enter the proposed amendment to Registration No. 4503098 and enter an order dismissing this cancellation proceeding without prejudice as requested in the parties' May 26, 2021 stipulation.

Please charge the \$100.00 fee for the request for amendment to Registration No. 4503098 to Deposit Account 133080.

Respectfully submitted this 7th day of July 2021.

MICHAEL BEST & FRIEDRICH LLP

By: s/Michelle E. Kouba/

Michelle E. Kouba 444 W. Lake Street, Suite 3200 Chicago, IL 60606

Telephone: 312-222-0818

Attorneys for Respondent Stonecrest Pizza #1 LLC

Certificate of Service Under 37 C.F.R. § 2.119

Cancellation No.: 92070910 Registration No.: 4503098

Mark: TRUE CRAFTED PIZZA

Petitioner: FRC Balance LLC

Type of Filing: Declaration and Fee in Support of Amendment to Reg. No. 4503098

I hereby certify that this document has been served by e-mail upon all counsel of record in this proceeding as follows:

Glenn S. Bacal Bacal Law Group PC glenn.bacal@bacalgroup.com kris.haley@bacalgroup.com

With a courtesy copy to:

Sean Garrison Bacal Law Group PC sean.garrison@bacalgroup.com

s/Michelle E. Kouba/
Signature
July 7, 2021
Date

Declaration Signature

The signatory being warned that willful false statements and the like are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements and the like may jeopardize the validity of this submission, declares that all statements made of his/her own knowledge are true and all statements made on information and belief are believed to be true.

Signature Section:

Signature: 2500 a. 34

Signatory's Name: Todd Gallinek

Signatory's Position: President Date Signed: June 29, 2021

Signatory's Phone: 704-807-3142